(b) if so, the number of such cases till December, 2004;

(c) whether it is also a fact that the Supreme Court had decided a number of such cases during the last five years;

(d) if so, the number of the cases decided so far; and

(e) the number of the decisions executed till December, 2004?

THE MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI K. VENKATAPATHY): (a) and (b) As per the information furnished by the Supreme Court, there are two main matters, *i.e.* W.P. (C) No. 437/2000 titled Delhi Bar Association *vs.* Union of India & Ors. with four connected matters and W.P. (C) No. 559/1994 titled R & D Upadhyaya *vs* State of A.P. & Ors. with six connected matters pending in the Registry. Besides the above, SLP (C) No.6928 of 1999 titled State of Uttar Pradesh & Ors *vs.* Jeet Singh Bisht & Anr. for providing infrastructure and other facilities for the functioning of the State Consumer Disputes Redressal Commission and District Forum is also pending in the Registry.

(c) and (d) As per the information available in the Registry of the Supreme Court, only one case *viz.* W.P. (C) No. 1022 of 1989 titled All India Judges Assn. & Others *Vs.* Union of India & Others has been decided on March 21, 2002 during the last five years.

(e) The information will be collected and laid on the Table of the House.

Directives issued by Supreme Court

2098. SHRI MANOJ BHATTACHARYA: Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the Hon'ble Supreme Court of India has issued a set of directives to Government in the All India Judges Association case, 2002;

(b) if so, the details thereof;

(c) the number of directives implemented so far and the details thereof;

(d) the number of directives not fulfilled and the reasons therefor; and

(e) by when the remaining directives would be implemented?

THE MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI K. VENKATAPATHY): (a) to (e) The Supreme Court of India delivered

a Judgment on 21.3.2002 in Writ Petition (Civil) No. 1022 of 1989 - All India Judges Association & Ors. *Vs.* Union of India & Ors with regard to implementation of the recommendations of the First National Judicial Pay Commission (FNJPC) (Shetty Commission). The Court had further directed that the higher pay-scales to the officers of the subordinate judiciary be given effect to on or before 1st April, 2003.

Under article 235 of the Constitution of India, the administrative control over the members of subordinate Judicial Service vests with the concerned High Court. Further, in exercise of powers conferred under proviso to article 309 read with articles 233 and 234 of the Constitution, the State Government frames rules and regulations in consultation with the High Court. The members of the State Judicial Service are governed by these rules and regulations. Therefore, the service conditions, including pay and allowances, of judicial officers of the District/Subordinate Courts are governed by the respective State Governments. Accordingly, the respective State Governments are responsible for implementation of the Supreme Court's directions.

Central Government has implemented recommendations of the FNJPC in respect of revision of pay-scales and other allowances of the Judicial Officers of Union Territories for whom it is responsible. Recommendations of the FNJPC in respect of retirement benefits except Domestic Help and commutation of pension to the extent of 50% have also been implemented in respect of Judicial officers of Union Territories.

An application for modification of the order of the Hon'ble Court as regards increase in judge strength, Assured Career Progression scheme, Communication of Pension upto 50%, Domestic Help Allowance to retired judicial officers, sumptuary allowance, medical facilities and the date from which the allowances will be applicable, was filed by the Central Government on 12.7.2002. No further direction has been given by the Hon'ble Supreme Court on the said application. The matter is sub judice.

Review of outdated laws

2099. SHRI C. PERUMAL: Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether Government propose to review the Indian Penal Code and other outdated laws considering that many laws have no relevance in the present context;